**PATENT** 

Attorney Docket No.: MEDIV2010-2

# HE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Kornowski et al.

Art Unit:

1636

Application No.:

09/868,411

Examiner:

R. Akhavan

Filed:

June 14, 2001

Confirmation No.: 9283

Title:

INTRAMYOCARDIAL INJECTION OF AUTOLOGOUS BONE MARROW

MAIL STOP AMENDMENT Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

# TRANSMITTAL LETTER

Sir:

Transmitted herewith for the above-identified application please find:

- Response to the Office Action mailed September 17, 2004 with 1. Attachments A-C (27 pages);
- 2. Return Receipt Postcard.

#### **CERTIFICATION UNDER 37 CFR §1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, December 15, 2004, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Cara Grifone

(Name of Person Mailing Paper)

December 15, 2004

(Signature)

In re Application of: Kornowski et al.

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No fee is believed due in connection with this Response. If any fee is due, the Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment, to Deposit Account No. 07-1896.

Respectfully submitted,

**PATENT** 

Attorney Docket No.: MEDIV2010-2

Date: December 15, 2004

Lisa A. Haile, J.D., Ph.D. Registration No.: 38,347 Telephone: (858) 677-1456 Facsimile: (858) 677-1465

USPTO CUSTOMER NUMBER 28213 GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133

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# **RESPONSE TO OFFICE ACTION**

Sir:

In response to the Office Action mailed September 17, 2004, please consider the following amendments and remarks.

Amendments to the Claims are reflected in the listing of claims, which begins on page two of this paper.

Remarks/Arguments begin on page six of this paper.

**CERTIFICATION UNDER 37 CFR §1.8** 

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, December 15, 2004, in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.